

STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY

State of Wisconsin, Plaintiff

-VS-

Defendant's Name _____

Date of Birth _____

**Findings on Confinement of Juvenile
Defendant Waived into Adult Court**

Case No. _____

THE COURT FINDS:

1. The Court addressed the issue of confinement on ____ at ____ ☐ a.m. ☐ p.m.
 - ☐ a. It was the initial confinement hearing and the hearing ☐ did ☐ did not take place within six hours of the waiver decision.
 - ☐ b. It was not the initial confinement hearing and the hearing ☐ did ☐ did not take place within 30 days of the most recent confinement hearing.
2. The juvenile defendant ☐ was ☐ was not represented by counsel at the hearing.
3. It ☐ is ☐ is not in the interest of justice to confine the juvenile in an adult jail or lockup.
4. It ☐ is ☐ is not in the interest of justice to keep the juvenile separated from adult inmates. (define "sight and sound" in form summary)
5. In making this decision, the Court has considered each of the following factors:
 - a. The age of the juvenile.
 - b. The physical and mental maturity of the juvenile.
 - c. The nature and circumstances of the alleged offense.
 - d. The juvenile's prior delinquent acts.
 - e. The current mental state of the juvenile, including whether the juvenile presents an imminent risk of self-harm.
 - f. The relative ability of the available adult and juvenile detention facilities to not only meet the specific needs of the juvenile but also to protect the safety of the public as well as other detained youth
 - g. Any other relevant factors.

(Complete following paragraph only if determination is made to detain juvenile in an adult facility.)

Pursuant to the Juvenile Justice and Delinquency Prevention Act (JJDNA) at 34 U.S.C. § 11133(a)(11)(B), the Court must hold a hearing and review this confinement order at least every 30 days. This matter shall come before the Court for review of this confinement determination on: _____.

(Complete following paragraph only if juvenile is detained in an adult facility more than 180 days.)

Pursuant to the provisions of the Juvenile Justice and Delinquency Prevention Act (JJDP), a juvenile charged as an adult may not be held in an adult jail or lockup or without separation from adult inmates for more than 180 days unless the Court makes certain written findings. The juvenile in this matter has now been held in an adult facility/without separation from adult inmates for 180 days.

THE COURT FINDS:

Continued confinement is appropriate based upon the following:

☐ The juvenile has expressly waived the 180-day limit.

☐ There is good cause for the continued confinement: _____

DISTRIBUTION:

1. Juvenile Defendant and Counsel
2. Prosecutor
3. Victim
4. Adult Jail/Detention Center